

APPEAL, CLOSED, E-Filing, RELATE

U.S. District Court
California Northern District (San Francisco)
CIVIL DOCKET FOR CASE #: 3:07-cv-05883-CRB
Internal Use Only

Hewlett v. Elder
Assigned to: Hon. Charles R. Breyer
Case in other court: US Bankruptcy Court, San Francisco,
06-30904 TEC
Cause: 28:0158 Notice of Appeal re Bankruptcy Matter
(BAP)

Date Filed: 11/20/2007
Date Terminated: 02/11/2008
Jury Demand: None
Nature of Suit: 422 Bankruptcy Appeal
(801)
Jurisdiction: Federal Question

Appellant

Patricia Hewlett

represented by **James Attridge**
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V.

Appellee

Janina Elder

represented by **Jeffrey L. Fillerup**
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Miscellaneous

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represented by **USBC Manager-San Francisco**
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Miscellaneous

Judge Thomas E. Carlson

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Date Filed	#	Docket Text
11/20/2007	 1	Notice of APPEAL FROM BANKRUPTCY COURT. Bankruptcy Court case number 06-30904 TEC. Filed by Patricia Hewlett. (slh, COURT STAFF) (Filed on 11/20/2007) Additional attachment(s) added on 11/27/2007 (slh, COURT STAFF). (Entered: 11/27/2007)
11/20/2007	 2	NOTICE OF FILING OF APPEAL & SCHEDULING ORDER: Status Conference set for 2/26/2008 02:00 PM. (slh, COURT STAFF) (Filed on 11/20/2007) (Entered: 11/27/2007)
11/20/2007	 3	CASE DESIGNATED for Electronic Filing. (slh, COURT STAFF) (Filed on 11/20/2007) (Entered: 11/27/2007)

11/29/2007	•3	NOTICE by Janina Elder of <i>Related Case (N.D. Local Rule 3-13)</i> (Fillerup, Jeffrey) (Filed on 11/29/2007) (Entered: 11/29/2007)
11/29/2007	•4	CERTIFICATE OF SERVICE by Janina Elder re 3 Notice (Other) of <i>Related Case (N.D. Local Rule 3-13)</i> (Fillerup, Jeffrey) (Filed on 11/29/2007) (Entered: 11/29/2007)
12/05/2007	•5	BANKRUPTCY RECORD ON APPEAL filed by Patricia Hewlett, Janina Elder. (slh, COURT STAFF) (Filed on 12/5/2007) (Entered: 12/17/2007)
12/17/2007	•6	Notice of Briefing: Appellant Brief due by 1/23/2008. (slh, COURT STAFF) (Filed on 12/17/2007) (Entered: 12/17/2007)
12/20/2007	•7	ORDER RELATING CASE C-07-5883MJ to C-07-5532CRB. Signed by Judge Charles R. Breyer on 12/20/07. (be, COURT STAFF) (Filed on 12/20/2007) (Entered: 12/20/2007)
12/20/2007	•8	CLERK'S NOTICE Case Management Conference set for 2/29/2008 08:30 AM. (be, COURT STAFF) (Filed on 12/20/2007) (Entered: 12/20/2007)
12/20/2007	•9	CLERK'S NOTICE vacating case management conference. (appeal record on file) (be, COURT STAFF) (Filed on 12/20/2007) (Entered: 12/20/2007)
12/20/2007	•10	Supplemental BANKRUPTCY RECORD ON APPEAL by USBC Manager-San Francisco. (sv, COURT STAFF) (Filed on 12/20/2007) (Entered: 12/26/2007)
12/26/2007	•	Case Reassigned to Judge Hon. Charles R. Breyer. Judge Hon. Martin J. Jenkins no longer assigned to the case. Signed by Executive Committee on 12/26/07. (mab, COURT STAFF) (Filed on 12/26/2007) (Entered: 12/26/2007)
12/26/2007	•11	NOTICE by Janina Elder re 10 Bankruptcy Record on Appeal, 5 Bankruptcy Record on Appeal <i>Supplement to Appellee's Counter Designation of Record on Appeal</i> (Fillerup, Jeffrey) (Filed on 12/26/2007) (Entered: 12/26/2007)
12/26/2007	•12	CERTIFICATE OF SERVICE by Janina Elder re 11 Notice (Other) <i>Supplement to Appellee' Counter Designation of Record</i> (Fillerup, Jeffrey) (Filed on 12/26/2007) (Entered: 12/26/2007)
12/28/2007	•13	NOTICE by Janina Elder <i>Appellee's Amended Counter Designation of Record on Appeal (Regarding Bankruptcy Orders)</i> (Attachments: # 1 8-20-07 Bankruptcy Order - Docket 169, # 2 9-28-07 Bankruptcy Order - Docket 193, # 3 10-2-07 Bankruptcy Order - Docket 197, # 4 10-23-07 Bankruptcy Order - Docket 238, # 5 10-26-07 Bankruptcy Order - Docket 242, # 6 11-2-07 Bankruptcy Order - Docket 247)(Fillerup, Jeffrey) (Filed on 12/28/2007) (Entered: 12/28/2007)
12/28/2007	•14	CERTIFICATE OF SERVICE by Janina Elder re 13 Notice (Other), Notice (Other) <i>Appellee's Amended Counter-Designation of Record on</i>

		<i>Appeal</i> (Fillerup, Jeffrey) (Filed on 12/28/2007) (Entered: 12/28/2007)
12/28/2007	● 15	MOTION for Hearing <i>/Notice of Motion and Motion to Dismiss Appeal [F.R.C.P. 12 9(b)(1)]</i> filed by Janina Elder. Motion Hearing set for 2/1/2008 10:00 AM in Courtroom 8, 19th Floor, San Francisco. (Attachments: # 1 Proposed Order)(Fillerup, Jeffrey) (Filed on 12/28/2007) (Entered: 12/28/2007)
12/28/2007	● 16	Brief <i>Memorandum in Support of 15 Motion to Dismiss Appeal [F.R.C.P. 12(b)(1)]</i> filed by Janina Elder. (Related document(s) 15) (Fillerup, Jeffrey) (Filed on 12/28/2007) Modified on 1/3/2008 (mcl, COURT STAFF). (Entered: 12/28/2007)
12/28/2007	● 17	CERTIFICATE OF SERVICE re 15 Motion to dismiss, 16 Memorandum in support and Proposed Order by Janina Elder (Fillerup, Jeffrey) (Filed on 12/28/2007) Modified on 1/3/2008 (mcl, COURT STAFF). (Entered: 12/28/2007)
12/28/2007	● 18	Proposed Order <i>Granting 15 Motion to Dismiss Appeal</i> by Janina Elder. (Fillerup, Jeffrey) (Filed on 12/28/2007) Modified on 1/3/2008 (mcl, COURT STAFF). (Entered: 12/28/2007)
01/11/2008	● 19	Memorandum in Opposition <i>Opposition to 15 Motion to Dismiss Appeal</i> filed by Patricia Hewlett. (Attridge, James) (Filed on 1/11/2008) Modified on 1/14/2008 (mcl, COURT STAFF). (Entered: 01/11/2008)
01/18/2008	● 20	Reply to Opposition to <i>15 Motion to Dismiss Appeal</i> filed by Janina Elder. (Fillerup, Jeffrey) (Filed on 1/18/2008) Modified on 1/24/2008 (mcl, COURT STAFF). (Entered: 01/18/2008)
01/18/2008	● 21	CERTIFICATE OF SERVICE by Janina Elder re 20 Reply to Opposition to <i>Motion to Dismiss Appeal</i> (Fillerup, Jeffrey) (Filed on 1/18/2008) (Entered: 01/18/2008)
01/24/2008	● 22	ORDER re: motion to dismiss. Signed by Judge Charles R. Breyer on 1/24/2008. (crblc1, COURT STAFF) (Filed on 1/24/2008) (Additional attachment(s) added on 1/28/2008: # 1 Certificate of Service) (be, COURT STAFF). (Entered: 01/24/2008)
01/30/2008	● 23	Supplemental Memorandum <i>in Support of 15 Motion to Dismiss [F.R.C.P. 12(b)(1)]</i> filed by Janina Elder. (Fillerup, Jeffrey) (Filed on 1/30/2008) Modified on 1/31/2008 (mcl, COURT STAFF). (Entered: 01/30/2008)
01/30/2008	● 24	CERTIFICATE OF SERVICE by Janina Elder re 23 Reply Memorandum (Fillerup, Jeffrey) (Filed on 1/30/2008) (Entered: 01/30/2008)
02/01/2008	●	Set Deadlines/Hearings: Initial Case Management Conference set for 4/18/2008 08:30 AM. Case Management Statement due by 4/4/2008. (be, COURT STAFF) (Filed on 2/1/2008) (Entered: 02/01/2008)
02/01/2008	● 25	Minute Entry: Motion Hearing held on 2/1/2008 before Charles R. Breyer (Date Filed: 2/1/2008). (Court Reporter Debra Pas.) (be, COURT

		STAFF) (Date Filed: 2/1/2008) (Entered: 02/01/2008)
02/11/2008	•26	ORDER by Judge Charles R. Breyer granting 15 to dismiss appeal. (crblc1, COURT STAFF) (Filed on 2/11/2008) (Entered: 02/11/2008)
02/11/2008	•27	JUDGMENT. Signed by Judge Charles R. Breyer on 2/11/2008. (crblc1, COURT STAFF) (Filed on 2/11/2008) (Entered: 02/11/2008)
02/11/2008	•	(Court only) ***Civil Case Terminated. (crblc1, COURT STAFF) (Filed on 2/11/2008) (Entered: 02/11/2008)
03/11/2008	•28	NOTICE OF APPEAL as to 27 Judgment by Patricia Hewlett. Filing fee \$ 455, receipt number 34611016861. (mcl, COURT STAFF) (Filed on 3/11/2008) (Entered: 03/12/2008)
03/11/2008	•29	REPRESENTATION STATEMENT by Patricia Hewlett re 28 Notice of Appeal. (mcl, COURT STAFF) (Filed on 3/11/2008) (Entered: 03/12/2008)
03/12/2008	•30	Transmission of Notice of Appeal and Docket Sheet to US Court of Appeals re 28 Notice of Appeal. (mcl, COURT STAFF) (Filed on 3/12/2008) (Additional attachment(s) added on 3/12/2008: # 1 Appeal Form) (mcl, COURT STAFF). (Entered: 03/12/2008)
03/12/2008	•31	Copy of Notice of Appeal and Docket sheet mailed to all counsel. (mcl, COURT STAFF) (Filed on 3/12/2008) (Entered: 03/12/2008)